

03500.016121



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
MUNEKI ANDO) : Examiner: Unassigned
Application No.: 10/054,895) : Group Art Unit: Unassigned
Filed: January 25, 2002) :
For: IMAGE DISPLAY APPARATUS) August 19, 2002

RECEIVED

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

AUG 22 2002

OFFICE OF PETITIONS

DECLARATION UNDER M.P.E.P. §711.02

Sir:

I, Scott D. Malpede, declare and say that:

1. I am a partner in the law firm of Fitzpatrick, Cella, Harper & Scinto, 30 Rockefeller Plaza, New York, New York 10112 and am an attorney of record in the above-identified application. I am the attorney in the law firm who is primarily responsible for the prosecution of the subject patent application.

2. On or about August 1, 2002 I first learned that a Notice to File Missing Parts (hereinafter "Notice") had been mailed on March 18, 2002.

However, after reviewing the pertinent records, including the entire file of the subject application, and the Declaration of Howard S. Greenberg dated August 19, 2002,

and the attached exhibits thereto, I have concluded that the law firm never received such Notice
in the subject application.

Date: 19 Aug 02



Scott D. Malpede

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